IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 1461 OF 2006
IN
APPEAL NO. 772 OF 2006
IN
SUMMARY SUIT NO. 1711 OF 1982

Rajmal Jhaveri] .. Appellant (Ori.Defendant-1)

Versus

1. Hasmukhlal D. Jhaveri & 10 ors.] .. Respondents (Ori.Pltffs.& Defs)

Mr. Vivek Sharma for the appellant/applicant in Chamber Summons.

Mr. S. Nagvedra i/b M/s. Mehta & Co. for the respondents No.1-3 and 5-8.

CORAM: R.M. LODHA, &
S.A. BOBDE, JJ.

DATED: 04TH DECEMBER, 2006

P.C. :

. We are informed by the counsel for the appellant (original defendant No.1) that plaintiff No.3 Vinod Hasmukhlal Jhaveri had died on 16th November, 2004, much before the exparte decree came to be passed, but the plaintiffs did not take any steps in bringing on record his legal heirs.

2. For the purposes of Appeal alone, we permit the legal representatives of respondent No.3 (plaintiff

No.3) to be brought on record.

3. Chamber Summons is, accordingly, granted for the limited purpose of continuation of the Appeal by permitting the appellant to bring on record the legal representatives of the respondent No.3. Necessary amendment in the cause title may be made within two weeks from today.

. Chamber Summons disposed of.

Sd/-
[R.M. LODHA, J.]

Sd/-
[S.A. BOBDE, J.]